

✓ 1872 ✓ 8
ACT OF INCORPORATION

AND

By-Laws

OF THE

✓
Mount Sinai Hospital

OF THE

CITY OF NEW YORK.

NEW YORK, 1872.

NEW YORK :

HEBREW ORPHAN ASYLUM PRINTING ESTABLISHMENT.

Corner 77th Street and 3d Avenue.

1872.

ACT OF INCORPORATION

AND

AMENDED ACT.

WE, SAMPSON SIMSON, SAMUEL M. ISAACS, JOHN I. HART, BENJAMIN NATHAN, JOHN M. DAVIES, HENRY HENDRICKS, THEODORE I. SEIXAS, ISAAC PHILLIPS, and JOHN D. PHILLIPS, citizens of the United States of America and of the State of New York, and residents of the City of New York, County of New York, and State aforesaid, being each over twenty-one years of age, and desirous of associating ourselves (with such persons as may hereafter be admitted as members) for benevolent, charitable, and scientific purposes, in conformity with, and under the provisions of an act of the State of New York, entitled, "An Act for the incorporation of benevolent, charitable, scientific, and missionary societies," passed April 12th, 1848, certify that we have associated, and hereby do associate ourselves into a benevolent, charitable, and scientific society, to be known and distinguished in law, or otherwise, by the name of "THE JEWS' HOSPITAL IN NEW YORK;" that the particular business, purpose, and object of such Association and Society will be medical and surgical aid to persons of the Jewish persuasion, and for all other purposes appertaining to hospitals and dispensaries; that

the said Society will be under the management and control of nine Directors ; that SAMPSON SIMSON, JOHN I. HART, BENJAMIN NATHAN, HENRY HENDRICKS, SAMUEL M. ISAACS, JOHN M. DAVIES, THEODORE I. SEIXAS, ISAAC PHILLIPS, and JOHN D. PHILLIPS shall be the Directors of such Society for the first year of its existence ; and that the said SAMPSON SIMSON shall be the President, the said JOHN I. HART Vice-President, the said BENJAMIN NATHAN Secretary, and the said HENRY HENDRICKS, Treasurer of the said Society for the first year ; and that the place of business of the said Society will be in the City, County and State of New York.

In witness whereof, we have hereunto set our hands and seals, the thirteenth day of Tebet, Five thousand six hundred and twelve, corresponding with the fifth day of January, One thousand eight hundred and fifty-two.

SAMPSON SIMSON,	[L. S.]
SAMUEL M. ISAACS,	[L. S.]
JOHN I. HART,	[L. S.]
BENJAMIN NATHAN,	[L. S.]
JOHN M. DAVIES,	[L. S.]
HENRY HENDRICKS;	[L. S.]
THEODORE I. SEIXAS,	[L. S.]
ISAAC PHILLIPS,	[L. S.]
JOHN D. PHILLIPS.	[L. S.]

STATE OF NEW YORK, }
City and County of New York. } ss

On the fifth day of January, A. D. 1852, before me personally appeared SAMPSON SIMSON, SAMUEL M. ISAACS, JOHN I. HART, BENJAMIN NATHAN, JOHN M. DAVIES, HENRY HENDRICKS, THEODORE I. SEIXAS, ISAAC PHILLIPS, and JOHN

D. PHILLIPS, all known to me to be the individuals described in, and who executed the above certificate of Association, and severally acknowledged to me, that they executed the same, for the uses and purposes therein mentioned.

D. PHENIX RIKER,
Commissioner of Deeds.

SUPREME COURT, }
County of New York. }

In the matter of the application of SAMPSON SIMSON and others, to be associated into a benevolent, charitable, and scientific society, to be called "THE JEWS' HOSPITAL IN NEW YORK,"

I, WILLIAM MITCHELL, one of the Justices of the Supreme Court of the State of New York, elected for, and residing in, the First Judicial District of the said State, do hereby certify, that I approve of the above certificate of SAMPSON SIMSON and others, for the incorporation of "THE JEWS' HOSPITAL IN NEW YORK," and consent that the same be filed in the office of the Secretary of the State of New York, and also in the office of the Clerk of the City and County of New York.

Dated, New York, January 15th, 1852.

WM. MITCHELL.

Examined, (endorsed,) Filed, 15th January, 1852.

STATE OF NEW YORK, }
Secretary's Office. }

I have compared the preceding with an original certificate of Association, filed this day, in this office, together with

the original affidavits, and certificate annexed thereto, and do certify that the same are correct transcripts therefrom, and of the whole of said originals.

Given under my hand and seal of office, at the
City of Albany, the sixteenth day of January,
[SEAL.] in the year of our Lord One thousand eight
hundred and fifty-two.

HENRY S. RANDALL,
Secretary of State.

STATE OF NEW YORK, }
City and County of New York. } ss :

I, GEORGE W. RIBLET, Clerk of the City and County of New York, do hereby certify that I have compared the preceding copy of a certificate of Association with the original thereof, which is on file in my office, and that the same is a correct transcript therefrom, and of the whole of such original.

In testimony whereof, I have hereunto set
my hand and affixed my official seal, this
[SEAL.] twenty-sixth day of January A. D. 1852.

GEORGE W. RIBLET, *Clerk.*

AN ACT TO AMEND THE CONSTITUTION OF THE JEWS' HOSPITAL IN NEW YORK.

Passed April 16th, 1857.

*The People of the State of New York, represented in
Senate and Assembly, do enact as follows:*

SEC. 1. The business of the "JEWS' HOSPITAL IN NEW YORK" shall be managed by twelve directors, and the said directors shall be so classified, that one-fourth part of the whole number thereof shall be annually elected by the members of the Society.

SEC. 2. Alterations, amendments, or additions to the Constitution of said Hospital shall only be offered at an annual meeting of its members, and shall be considered at the next succeeding annual meeting, or at a special meeting, called for that purpose. The proposed alterations, amendments, or additions, shall be printed on the notice of meeting, and served on each member, and if a majority of the members of said Society agree thereto, in person or by proxy, the same shall be adopted.

SEC. 3. Alterations, amendments, or additions to the Constitution may also be made by the assent of two-thirds of the members present at an annual or special meeting, in case where the directors of the Hospital have sanctioned such alterations, amendments, or additions, at a stated meeting of said directors, and have submitted the same, on printed notices, as before provided, for the consideration of the members at an annual meeting, or at a meeting specially called for the purpose.

SEC. 4. The quorum of said Society shall hereafter consist of seventy-five members.

• SEC. 5. This Act shall take effect immediately.

STATE OF NEW YORK, }
Secretary's Office. }

I have compared the preceding with the original law, on file in this office, and do hereby certify, that the same is a correct transcript therefrom, and of the whole of said original law.

Given under my hand and seal of office, at the
 City of Albany, this twenty-eighth day of
 [SEAL.] April, in the year one thousand eight hundred and fifty-seven.

N. P. STANTON,
Deputy Secretary of State.

CHAPTER 627.

AN ACT, RELATIVE TO THE JEWS' HOSPITAL IN THE CITY
OF NEW YORK.

Passed April 17th, 1866.

*The People of the State of New York, represented in
Senate and Assembly, do enact as follows :*

SEC. 1. The name of the corporation now known as and called "THE JEWS' HOSPITAL OF THE CITY OF NEW YORK," is hereby changed to, and henceforth the said corporation sha'll be called and known by the name of "THE MOUNT SINAI HOSPITAL."

SEC. 2. This Act shall take effect immediately.

STATE OF NEW YORK, }
Office of the Secretary of State. } ss.

I have compared the preceding with the original law, on file in this office, and do hereby certify, that the same is a correct transcript therefrom, and of the whole of said original law.

Given under my hand and seal of office, at the
City of Albany, this ninth day of November
[SEAL.] in the year One thousand eight hundred and
seventy-one.

DIEDRICH WILLERS, JR.

Deputy Secretary of State.

PREAMBLE.

For the purpose of affording surgical and medical aid, comfort, and protection in sickness, to deserving and needy Israelites and others, and for all purposes appertaining to Hospitals and Dispensaries, a benevolent, charitable, and scientific society, to be known by the name of "THE MOUNT SINAI HOSPITAL OF THE CITY OF NEW YORK," has been formed, and organized February 25th, 1852 (Adar 6512), and incorporated in accordance with the Act of the Legislature of the State of New York, of April 12th, 1848.

OFFICERS AND DIRECTORS—For the Year 1872.

HON. E. B. HART.....*President.*

SAM'L A. LEWIS.....*Vice President.*

LEWIS MAY.....*Treasurer,*

A. S. ROSENBAUM.....*Hon. Secretary.*

DIRECTORS.

HARRIS ARONSON,

JOSEPH B. GUTTENBERG,

HENRY GITTERMAN,

L. FATMAN,

SOL. SOMMERICH,

J. S. ABECASIS,

S. L. COHEN,

MAX STADLER,

ISAAC S. SOLOMON,

ADOLPH HALLGARTEN,

JOSEPH RECKENDORFER,

H. V. ROTHSCHILD,

F. KURTZMAN,

ISAAC PHILLIPS,

ABRAHAM SIMM.

BY-LAWS

OF THE

Mount Sinai Hospital.

ARTICLE I.

MEMBERSHIP.

Any person on the payment of \$10 or \$25 annually, may become a member of the MOUNT SINAI HOSPITAL of the City of New York, on being proposed, and accepted by its Board of Directors.

ARTICLE II.

DUES OF MEMBERS.

The annual dues of members shall be \$10, payable on the first day of January in each year. That of patrons not less than \$25, who shall be entitled to all the privileges of membership.

ARTICLE III.

LIFE MEMBERS.

Any person paying \$200 may become a life member, free from the payment of other dues, the ratification to be subject to the proviso as in Article I, and the name of said person to be forever recorded among the life members.

ARTICLE IV

RIGHTS AND PRIVILEGES OF MEMBERS.

Any member not in arrears shall have a right to vote at all meetings of the Society and for election of officers.

ARTICLE V.

HONORARY MEMBERS.

Honorary members may be elected by the Board of Directors; but, as such, they shall not have the power to vote, either at elections, or at meetings of the Society.

ARTICLE VI.

LIFE PRIVILEGES.

Any person, upon payment hereafter of \$1,000 shall have the privilege, during his life, of the right to a bed which shall be designated by a plate affixed thereto, bearing the name of the Donor, and he shall be entitled to send any one to occupy it, in conformity with the Rules and Regulations of the Hospital.

ARTICLE VII.

PERPETUAL PRIVILEGES.

Upon the payment hereafter of \$2,500 the perpetual right shall be given, upon like conditions, of the preceding Article.

ARTICLE VIII.

MEETING OF MEMBERS

A meeting of the Society shall be held annually, in the month of December, for receiving a statement from the Directors of its affairs and for other business. Special

meetings may be called by the Board of Directors and by the President, or on a special application of at least twenty-five members, and in the call to the meeting the business to be acted upon should be stated.

ARTICLE IX.

QUORUM AT MEETINGS OF MEMBERS.

Fifty members shall be necessary to constitute a quorum at all meetings.

ARTICLE X.

HOSPITAL HOW MANAGED.

The management and administration of the Hospital shall be in the hands of a Board of Directors, sixteen in number, together with the President, Vice-President, and Treasurer, chosen from amongst the Jewish members of the Society. All religious ceremonies practised in the Hospital must be in strict accordance with the Jewish faith : nothing in this shall preclude the attendance of a clergyman of any other sect at the bedside when solicited by the patient.

At the first meeting of the Directors, after the Annual Election, in the month of December, they shall appoint a Secretary, and all such officers necessary to govern the Institution.

ARTICLE XI.

ELECTION OF DIRECTORS.

At the annual meeting in the month of December, there shall be elected by ballot : a President, Vice-President, and Treasurer, to serve for the term of one year, and four Directors to serve for the term of four years.

ARTICLE XII.

NOTICE OF ELECTION OF DIRECTORS.

Immediately after an election of Directors, the Inspectors shall certify to the persons so elected under their hand and seals, and deliver their certificate to the Secretary, who shall at once notify the persons so elected : and any person elected as Director declining to accept the office, the place shall be filled by the Board of Directors, until the next annual election. In case of a failure to elect four Directors at any annual election, the Board of Directors shall order a new election within fifteen (15) days, and the old Directors shall be continued in office until their successors shall be appointed.

ARTICLE XIII.

PRESIDENT.

The President of the Board of Directors shall preside at all meetings of the Society, and in his absence the Vice-President, and in the absence of both, the members shall select a chairman from their number. The President shall be an *ex officio* member of all committees, and shall be authorized in all cases of emergency to decide application for admission of patients, and business requiring immediate action.

ARTICLE XIV.

TREASURER.

The Treasurer shall have the custody of all bonds, title deeds, and other papers and documents relating to the property of the Hospital, to be deposited in a place of

safe-keeping, prescribed by the Board of Directors. He shall keep a book containing blank checks, and in drawing for money he shall use said check, and insert in the margin the names of the persons to whom they are payable, and on what account. The Treasurer shall pay no money except by a warrant signed by the President, and make monthly reports to the Board of Directors. The Treasurer shall give bonds, from time to time, in such amounts as the Board of Directors may prescribe

ARTICLE. XV.

SECRETARY.

It shall be the duty of the Secretary to give timely notice in writing of each election and meeting to each member, keep a correct and faithful record of all transactions of the Society and of the Board of Directors, file and preserve all documents and papers belonging to the Society, keep a correct ledger account of the indebtedness of each member and of the Treasurer of the Institution, and all moneys received and expended, make out all bills, deliver to and charge the collector with the same, submit to the Board of Directors annual reports coming under his charge. He shall be aided in these duties by an Assistant Secretary to be immediately under his control, whose salary shall be fixed by the Board of Directors, so that all the duties hereby assigned to and required of the Secretary may be thoroughly and efficiently performed.

ARTICLE XVI.

RULES AND REGULATIONS AT MEETINGS OF MEMBERS.

SEC. 1. As soon as the presiding officer has taken the chair and called the Society to order, and a quorum being

present, the following shall be the manner of proceeding with the business thereof:

1. Reading of the Minutes.
2. Communications.
3. Unfinished Business.
4. Reports.
5. Motions and Resolutions.
6. New Business.

SEC. 2. No question shall be stated unless moved by two members, nor be open for debate, until stated by the President, and, when a question is before the Society, no motions shall be received, unless to amend, refer, the previous question, to lay on the table, or adjourn: the last three of which shall be decided without debate, and are always in order.

SEC. 3. After any question has been decided, except one of indefinite postponement, any member who voted in the affirmative may, at the same meeting, give notice that he shall move a reconsideration, but no decision of the main question shall be allowed, unless reconsidered.

SEC. 4. All questions, unless otherwise ordered, shall be determined by a majority vote.

SEC. 5. Every member shall have the privilege of speaking twice on the same subject, but not oftener, without permission of the Society, which shall be had without debate.

SEC. 6. When a member intends speaking he shall rise in his place, and respectfully address the chair, confine himself to the question, and avoid personalities. Should

more than one rise at the same time, the President shall determine who is entitled to the floor, from whose decision, in this case, there shall be no appeal.

SEC. 7. The President, or any member, may call a member to order while speaking, when all debate must be suspended, and the member take his seat, until the question is settled by the President.

SEC. 8. Any member being dissatisfied with the decision of the chair upon any question, may appeal therefrom to the Society, which shall decide without debate, with the exception of the member appealing, who shall be permitted to state the reasons for appealing.

SEC. 9. No person shall be excused from voting, unless personally interested in the decision, or by a majority vote of the members present.

SEC. 10. In all cases of ballot, the President may vote, in other cases he shall not vote, unless the members are equally divided on any question.

SEC. 11. Every resolution shall be reduced to writing with the mover's name attached, which shall be recorded on the Secretary's book.

SEC. 12. The ayes and nays shall be called at the request of six members.

ARTICLE XVII.

VACANCIES HOW FILLED.

In case of death, resignation, disqualification, continued absence from the city, or neglect to act of any Director, the Board of Directors may fill his place, until the next annual election, when a Director shall be elected for the

unexpired term, and the seat of any Director may be declared vacant who shall be absent at three successive stated meetings of the Board.

ARTICLE XVIII.

POWERS OF DIRECTORS.

The Board of Directors shall have the full charge, control, direction, and management of all the affairs of the Institution, and shall adopt and carry out all measures necessary to further its object. They shall appoint all persons to be employed, fix their salaries, and remove them at pleasure, and in all respects conform to the conditions and intent of the Act of Incorporation. No Director shall ever receive any compensation for his services, nor be interested, directly or indirectly, in any emolument derived from any matter connected with the Institution.

ARTICLE XIX.

ADDITIONAL POWERS OF DIRECTORS.

The Directors shall have the sole power of granting the benefit of the Society: and every matter connected with the Institution, not otherwise provided for in these By-Laws shall be under their exclusive authority and control.

ARTICLE XX.

MEETING OF DIRECTORS.

The Board of Directors shall hold a stated meeting once in every month, which may be adjourned from time to time. Special meetings may be called by the acting President, and it shall be his duty to convene the Board on application of any three Directors.

ARTICLE XXI.

QUORUM OF DIRECTORS.

A majority of the whole number of Directors shall be necessary for a quorum at all meetings.

ARTICLE XXII.

SEC. 1. At the first meeting of the Board of Directors after the annual election, they shall appoint either by the President or by ballot, from among their members, the following standing committees for the term of one year—namely:

- (1) An Executive Committee, consisting of nine members.
- (2) A Committee on Finance, “ “ five “
- (3) A Committee on Donations and Bequests, consisting of three members.

SEC. 2. To the Executive Committee shall be confided a general superintendent of the Hospital. They shall make rules and regulations for their government subject to the approval of the Board. They shall have the power to accept or reject applications for admission to the Hospital, purchase all articles required for its use, and keep a faithful record of their proceedings. Three or more of their number to form a Visiting Committee.

SEC. 3. It shall be the duty of the Visiting Committee to inspect the Hospital daily if possible, and note any dereliction of duty on the part of the employees, to see that the wards are kept in a cleanly condition, examine the food and the manner in which it is prepared for the use of the patients, and generally to make such suggestions for the improvement of the management of the Institution as in their judgment they may deem necessary.

SEC. 4. It shall be the duty of the Finance Committee to examine, as often as they may consider necessary, the

books of the Treasurer and Secretary, supervise the investment of funds, ascertain and determine the amount of money required annually for the support of the Institution, and the mode and manner of raising the same, and report to the Board at least twice a year. They shall also be required to have prepared a list of members in arrears, for the use of Inspectors on the day of the annual election.

SEC. 5. It shall be the duty of the Committee on Donations and Bequests to ascertain the amount of the various donations and legacies which may be left from time to time, for the benefit of this Institution, and make a full report to the Board of Directors.

ARTICLE XXIII.

INSPECTORS.

At the annual meeting of the members, there shall be chosen two Inspectors of Election, whose duty it shall be to guard the poll for the election of Directors, examine the result thereof, and give their certificate for the same. Should the members fail to select Inspectors, the President shall have full power to appoint them.

ARTICLE XXIV.

PERMANENT FUND.

SEC. 1. The Directors shall annually add so much to the permanent fund as can be set aside without inconvenience to the Society, and all donations and legacies contributed to the Institution shall be invested in conformity with the desire of the donor.

SEC. 2. The Permanent Fund shall be invested in the corporate name of the Society, either in the purchase of

real estate, or bonds secured by mortgage on real estate in the City of New York, or in stock of the United States, State and City of New York.

ARTICLE XXV.

PATIENTS TO PAY IF ABLE.

No patient, having the means to pay, shall receive the benefits of the Society without charge.

ARTICLE XXVI.

AMENDMENTS.

SEC. 1. Alterations, amendments, or additions to the Constitution of said Hospital shall only be offered at an annual meeting of its members, and shall be considered at the next succeeding annual meeting, or at a special meeting called for that purpose. The proposed alterations, amendments, or additions, shall be printed on the notice of meeting, and served on each member, and if a majority of the members of said Society agree thereto, in person or by proxy, the same shall be adopted.

Sec. 2. Alterations, amendments, or additions to the Constitution may also be made by the assent of two-thirds of the members present at an annual or special meeting, in case where the directors of the Hospital have sanctioned such alterations, amendments, or additions, at a stated meeting of said directors, and have submitted the same, on printed notices, as before provided, for the consideration of the members at an annual meeting, or at a meeting specially called for the purpose.